

FILED
Clerk
District Court

DEC - 9 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

Robert D. Bradshaw
PO Box 473
1530 W. Trout Creek Road
Calder, Idaho 83808
Phone 208-245-1691

Plaintiff, Pro Se

**IN THE UNITED STATES DISTRICT COURT
FOR THE
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

ROBERT D. BRADSHAW

) Case No. CV 05-0027

Plaintiff

v.

COMMONWEALTH OF THE NORTHERN
MARIANA ISLANDS (hereafter referred to
as the CNMI); et. al.

Defendants

) **AFFIDAVIT IN SUPPORT OF**
) **MOTION TO SERVE ANDREW**
) **CLAYTON BY PUBLICATION**
) **AND FOR A CHANGE TO THE**
) **PERIOD ALLOWED FOR**
) **SERVICE FROM 120 DAYS TO**
) **240 DAYS**

1. In the US District Court civil case 05-0027, Plaintiff attempted service of summons and process on defendant ANDREW CLAYTON by certified mail, return receipt, per the CNMI CMC. Attached at Exhibit One is the front of the envelope mailed to Mr CLAYTON, c/o the CNMI Attorney General (AG). Exhibit Two is the certified mail receipt of the mailing.

2. The return postal receipt shows that the certified letter to Mr CLAYTON was accepted and receipted by the CNMI AG. The CNMI opened the letter and obviously


inspected it and then chose to return the enclosed summons and complaint to BRADSHAW with the explanatory letter at Exhibit Three which shows that the CNMI AG is not authorized to accept service for Mr CLAYTON.

3. In the previous case in the USDC in Idaho (#05-0084), the CNMI AG was in contact with Mr CLAYTON and represented him in the proceedings in Idaho through the CNMI attorneys in Boise, ID--Hall, Farley, etc. With the dismissal in Idaho, BRADSHAW filed notice with the court of his intention to refile the complaint with your court in Saipan. Likely, Mr CLAYTON was notified of this event by his attorney, the CNMI Attorney General. However, BRADSHAW was not notified that the AG could not accept service for Mr CLAYTON.

4. In the process of serving the defendants in USDC ID 05-0084, BRADSHAW hired Consultants Investigative Agency of Hayden, ID (phone 208-762-8729) to locate the various defendants, including Mr CLAYTON. This agency notified BRADSHAW that they could not find Mr CLAYTON in the US. Subsequently, in case 05-0084 in May 2005, it was revealed that Mr CLAYTON was in Shanghai, China at that time. While Mr CLAYTON may still be in China, BRADSHAW still does not know his mailing address.

5. Since the CNMI Attorney General was in contact with and provided legal assistance to Mr CLAYTON for the action in the Idaho court through July 2005, it has to be assumed that the CNMI AG has been in contact with Mr CLAYTON and can and surely has notified him of legal proceedings against him in the USDC in the CNMI.

Dated at ST. MARIES, Idaho, this 21st day of NOVEMBER 2005

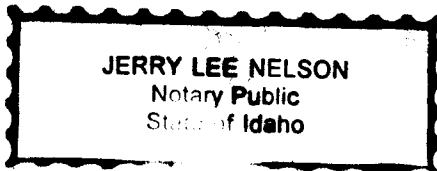

Robert D. Bradshaw, Plaintiff Pro Se

STATE OF IDAHO

SS

COUNTY OF BENEWAH

I, Jerry Lee Nelson, Notary in and for the State of Idaho,
residing at St. Maries, Idaho do hereby certify that on this
21 day of November 2005, personally appeared
before me Robert D. Bradshaw, to me known to be the individual described in and who
executed the within instrument for the uses and purposes herein mentioned.
Given Under My hand and Official Seal; this 21 day of November 2005.



Jerry Lee Nelson
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO

MY APPOINTMENT EXPIRES

11/15/07

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 10th day of Dec 2005, I caused to be served a true
copy of the foregoing document by US Mail Postage Paid to each of the following:

Jay H. Sorensen, c/o Shanghai, PO Box 9022, Warren, MI 48090-9022
The Attorney General, 2d Floor of the Juan A. Sablan Memorial Bldg,
Caller Box 10007, Capitol Hill, Saipan, MP 96950.

Robert D. Bradshaw
Robert D. Bradshaw, Plaintiff, Pro Se

►► Pull To Open

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DOMESTIC USE ONLY

FOR PICKUP CALL 1-800-222-1811



**PRIORITY
MAIL**

UNITED STATES POSTAL SERVICE®

www.usps.gov

From:

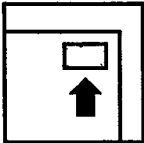
Robert Bradshaw
PO Box 473
Calder, ID 83808-0473

HOW TO USE:



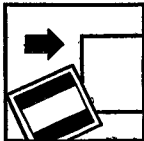
1. COMPLETE ADDRESS LABEL AREA

Type or print required return
address and addressee information
in customer block (white area)
or on label (if provided).



2. PAYMENT METHOD

Affix postage or meter strip to area
indicated in upper right hand corner.



3. ATTACH LABEL (If provided)

Remove label backing and adhere
over customer address block area
(white area).

*To: ANDREW CLAYTON
c/o CNMI ATTORNEY GENERAL
CALLER Box 10007
CAPITOL HILL
SAIPAN, MP 96950*

▲ PLACE LABEL HERE ▲

The efficient FLAT RATE ENVELOPE.

You don't have to weigh the envelope...Just pack all your correspondence and documents inside and pay only the FLAT RATE Priority Mail postage.

*EX 11/13/17
ONE*

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

SAIPAN MP 96950

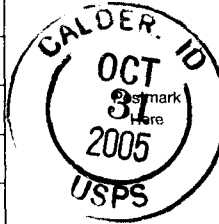
Postage \$ 3.85

Certified Fee 2.30

Return Receipt Fee (Endorsement Required) 1.75

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$ 7.90



Name (Please Print Clearly) (To be completed by mailer)

ANDREW CLAYTON 46 CNMI AG

Street, Apt. No.; or PO Box No.

CALLER BOX 1007, CAPITAL HILL

City, State, ZIP+4

SAIPAN, MP 96950

PS Form 3800, July 1999

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

ANDREW CLAYTON
 46 CNMI AG
 CALLER BOX 1007
 CAPITAL HILL
 SAIPAN, MP 96950

2. Article Number

(Transfer from service label)

PS Form 3811, August 2001

Domestic Return

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Danny Ada

☐ Agent☐ Addressee

B. Received by (Printed Name)

DA

C. Date of Delivery

11-9-05

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail☐ Registered ☐ Return Receipt for *☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra)

EXHIBIT
 TWO



Commonwealth of the Northern Mariana Islands
Office of the Attorney General

2nd Floor Hon. Juan A. Sablan Memorial Bldg.
Caller Box 10007, Capitol Hill
Saipan, MP 96950

November 14, 2005

Civil Division
Tel: (670) 664-2341/42
Fax: (670) 664-2349

Criminal Division
Tel: (670) 664-2366/67/68
Fax: (670) 234-7016

Investigative Unit
Tel: (670) 664-2310/12
Fax: (670) 664-2319

**Division of
Immigration**

Saipan
Tel: (670) 236-0922/23
Fax: (670) 664-3190

Rota
Tel: (670) 532-9436
Fax: (670) 532-3190

Tinian
Tel: (670) 433-3712
Fax: (670) 433-3730

**Domestic Violence
Intervention Center**
Tel: (670) 664-4583/4
Fax: (670) 234-4589

Robert Bradshaw
P.O. Box 473
1530 W. Trout Creek Road
Calder, Idaho 83808

Dear Mr. Bradshaw:

We received the summons and complaint from the action entitled *Bradshaw v. CNMI*, Case No. 05-0027 (D.N.M.I.) that you sent to Andrew Clayton care of our office. Mr. Clayton no longer works in the Attorney General's Office and he has not worked here for several years. Moreover, our office is not authorized to receive service on his behalf. As a result, we are returning the summons and complaint to you. This was not proper service.

Best regards,

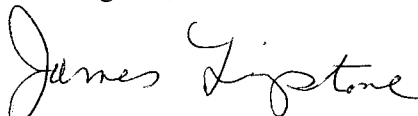

James Livingstone

EXHIBIT
THREE